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OFFICE OF PETITIONS

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In re Application of

John A. Clark

Application No. 10/803,107

Filed: March 17, 2004

Attorney Docket No. HAMM 1010 PA

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ON PETITION

This is a decision on the petition filed October 5, 2007, requesting withdrawal of the above-identified application from issue after payment of the issue fee. This application issued into Patent No. 7,278,336 on October 9, 2007.

The petition is **DISMISSED as moot**.

Unfortunately, the petition did not reach the appropriate official for decision within sufficient time to avert issuance of the application into a patent. Petitioner's attention is directed to 37 CFR 1.313(d), which states:

A petition under this section will not be effective to withdraw the application from issue unless it is actually received and granted by the appropriate officials **before the date of issue**. Withdrawal of an application from issue after payment of the issue fee may not be effective to avoid publication of application information.

The Request for Continued Examination (RCE) submitted with the petition is not effective and will not be entered since the petition to withdraw from issue is dismissed.

The information disclosure statement (IDS) has been placed in the file of the above-identified application without further consideration. See 37 CFR 1.97(l).

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

Karen Creasy

Karen Creasy
Petitions Examiner
Office of Petitions